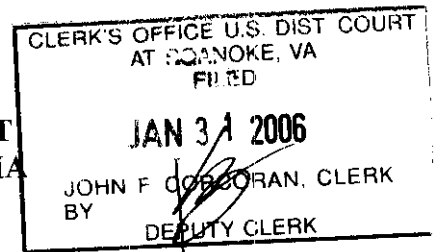


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION



MARCUS DUENAS,
Petitioner,

v.

DIRECTOR, VIRGINIA DEPARTMENT
OF CORRECTIONS,
Respondent.

)
) Civil Action No. 7:05CV00660
)

) **FINAL ORDER**
)

) By: Hon. Glen E. Conrad
) United States District Judge
)

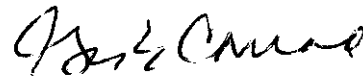
For the reasons stated in the accompanying memorandum opinion, it is now

ORDERED

that the respondent's motion to dismiss shall be and hereby is **GRANTED**, and the petition shall
be and hereby is **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying
memorandum opinion to the petitioner and all counsel of record.

ENTER: This 31st day of January, 2006.



United States District Judge